

HON. MONICA J. BENTON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

JAIME SANCHEZ, FRANCISCO JAVIER
GONGORA, LORENA LEYVA, and FERMIN
J. GONZALEZ ,

Plaintiffs,

v.

FIGARO BISTRO, INC. dba VOILA and
LAURENT GABREL,

Defendants.

No. C 05-0197-MJB

STIPULATED ORDER TO MODIFY
CASE SCHEDULE

NOTE ON MOTION CALENDAR:
January 26, 2006

I. RELIEF REQUESTED

The parties seek to extend the deadline for dispositive motions to February 21, 2006 and accelerate mediation to the earliest available date.

II. STATEMENT OF FACTS

This is a relatively modest wage and hour case involving four restaurant kitchen workers. The deadline for dispositive motions is presently January 31, 2006, mediation is to be held by March 7, 2006 and a 2-day bench trial is set to begin April 11, 2006.

1 The parties believe it is in the interest of litigant and judicial economy to invert the
2 dispositive motion and mediation sequence, to have mediation as soon as possible, with the
3 deadline for dispositive motions extended to February 21, 2006. The parties choose
4 February 21, 2006 because they hope it is soon enough to complete mediation but not so far
5 as to require delaying other case schedule times.

6 The parties also request that the Court assist the mediation/settlement process by
7 scheduling a mediation/settlement conference with a Judge or other mediation/settlement
8 officer as soon as a date is available.

9 **III. STATEMENT OF ISSUES**

10 Whether the parties have demonstrated good cause for the proposed change in the
11 case schedule.

12 **IV. EVIDENCE RELIED UPON**

13 Representations by counsel herein.

14 **V. AUTHORITY**

15 The parties respectfully submit that the proposed change is in the interest of justice,
16 particularly given the relatively modest damage claims herein and the prospect for avoiding
17 substantial attorney and court time in summary judgment proceedings.

18 **VI. CONCLUSION**

19 The parties respectfully request that their motion be granted for the above-stated
20 reasons.

1 DATED this 26th day of January, 2006.

2 /s/ David N. Mark

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Attorney for Defendants

11 IT IS SO ORDERED, *i.e.*, the deadline for filing dispositive motions is extended to
12 February 21, 2006 and the parties are directed to attempt to attempt mediation/settlement
13 through the auspices of the Court or otherwise, prior to that time.

14 DATED this 6th day of February, 2006.

15 

16 MONICA J. BENTON

17 United States Magistrate Judge